

**N THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s):	Rabbani et al.	)
		)
Serial No.:	08/978,633	)Group Art Unit: 1635
		)
Filed:	November 25, 1997	)Examiner: J. SCHULTZ
		)
For:	NOVEL PROPERTY EFFECTING	)
	AND/OR PROPERTY EXHIBITING	)
	COMPOSITIONS FOR THERAPEUTIC	)
	AND DIAGNOSTIC USES	)

527 Madison Avenue (9th Floor)  
New York, New York 10022  
April 23, 2004

**FILED BY FAX**  
**Commissioner for Patents**  
**P.O. Box 1450**  
**Alexandria, VA 22313-1450**

# CERTIFICATE OF FACSIMILE TRANSMISSION

Sir:

**I hereby certify that the attached correspondence comprising:**

1. Amendment Fee Transmittal (in duplicate)
2. Supplemental Amendment

was sent to the United States Patent Office by telefax to the attention of Examiner at fax number (571) 273-0547.

Date: 5/28/04

Respectfully submitted,

Cheryl H. Agris  
Cheryl H. Agris, Reg. No. 34,086

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Applicant(s):	Rabbani et al.	)	
Serial No.:	08/978,633	)	Group Art Unit: 1635
Filed:	November 25, 1997	)	Examiner: J. Schultz
For:	NOVEL PROPERTY EFFECTING AND/OR PROPERTY EXHIBITING COMPOSITIONS FOR THERAPEUTIC AND DIAGNOSTIC USES	)	

527 Madison Avenue(9<sup>th</sup> Floor)  
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May 28, 2004

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT FEE TRANSMITTAL**

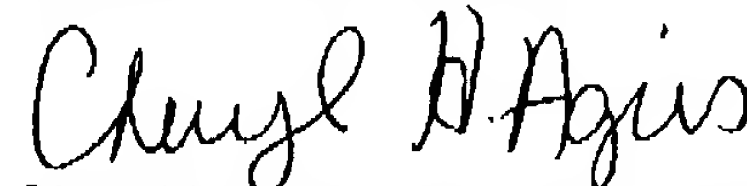
Sir:

Transmitted herewith is a Supplemental Amendment.

No other fee is believed due in connection with the extension request. If any other fee or fees are due, however, authorization hereby made to charge the amount of any other fee(s) to Deposit Account No. 05-1135 or to charge any overpayment thereto.

A duplicate of this sheet is enclosed.

Respectfully submitted,



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Enz-53(D3)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE****Applicant(s): Rabbani et al.****Serial No.: 08/978,633****Filed: November 25, 1997****For: NOVEL PROPERTY EFFECTING  
AND/OR PROPERTY EXHIBITING  
COMPOSITIONS FOR THERAPEUTIC  
AND DIAGNOSTIC USES****Group Art Unit: 1635****Examiner: J. SCHULTZ****527 Madison Avenue (9<sup>th</sup> Floor)  
New York, New York 10022  
February 20, 2004****FILED BY FAX  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450****SUPPLEMENTAL AMENDMENT UNDER 37 C.F.R. §1.111  
(IN RESPONSE TO THE JANUARY 5, 2004 OFFICE ACTION)****Dear Sirs:****Applicants herewith submit the following supplemental amendment.**

**CLAIM AMENDMENTS**

Claims 1-244 (cancelled)

245. (previously added) A construct which when present in a cell produces a product, said construct having at least one terminus comprising a polynucleotide tail hybridized to a complementary polynucleotide sequence and an antibody bound to said hybridized polynucleotide sequence, said construct being bound non-ionically to an entity comprising a chemical modification or a ligand.

246. (previously added) The construct of claim 245 wherein said antibody comprises a polyclonal or monoclonal antibody.

247. (currently amended) A composition comprising:

- (a) a non-natural entity which comprises:
  - at least one domain to a specific nucleic acid component; and
  - at least one domain to a cell of interest; and

- (b) said specific nucleic acid component; wherein the domain or domains to said nucleic acid component are different from the domain or domains to said cell.

248. (previously added) The composition of claim 247, wherein said entity comprises a binder.

249. (previously added) The composition of claim 248, wherein said binder and said domain are the same.

250. (previously added) The composition of claim 248, wherein said binder and said domain are different.

251. (previously added) The composition of claim 248, wherein said binder is selected from a polymer, a matrix, a support, or a combination of any of the foregoing.

252. (previously amended) The composition of claim 247, wherein said nucleic acid component is selected from the group consisting of a nucleic acid, a nucleic acid construct, a nucleic acid conjugate, a virus, a viral fragment, a viral vector, a viroid, a phage, a plasmid, a plasmid vector, a bacterial fragment and a combination of the foregoing.

253. (previously added) The composition of claim 247, wherein said cell is prokaryotic or eukaryotic.

254. (previously added) The composition of claim 247, wherein said domains are attached covalently or noncovalently, or through a binder, or a combination thereof.

255. (previously added) The composition of claim 254, wherein said noncovalent binding is selected from ionic interactions and hydrophobic interactions, or a combination thereof.

Claim 256 (cancelled)

257. (currently amended) The composition of claim ~~303~~255, wherein said specific binding is mediated by a ligand binding receptor.

258. (previously added) The composition of claim 257, wherein said ligand binding receptor is selected from the group consisting of a polynucleotide sequence to be recognized by its complementary sequence, an antigen to be recognized by its corresponding monoclonal or polyclonal antibody, an antibody

to be recognized by its corresponding antigen, a lectin to be recognized by its corresponding sugar, a hormone to be recognized by its receptor, a receptor to be recognized by its hormone, an inhibitor to be recognized by its enzyme, an enzyme to be recognized by its inhibitor, a cofactor to be recognized by its cofactor enzyme binding site, a cofactor enzyme binding site to be recognized by its cofactor, a binding ligand to be recognized by its substrate, and a combination of the foregoing.

259. (currently amended) The composition of claim ~~248~~247, wherein the domain to said nucleic acid component and the domain to said cell of interest are natural, and said binder is attached to said nucleic acid component by means other than a natural binding site.

260. (previously added) The composition of claim 259, wherein said binder comprises modified fibronectin or modified polylysine, or both.

261. (previously added) The composition of claim 247, wherein said cell of interest is contained within an organism.

262. (previously added) The composition of claim 247, further comprising said cell of interest.

263. (currently amended) A method of introducing a nucleic acid component into a cell comprising:

(a) providing the composition of claim 247; and

(b) administering said composition.

264. (previously added) The method of claim 263, wherein administering is carried out in vivo.

265. (previously added) The method of claim 263, wherein administering is carried out ex vivo.

266. (previously added) A kit for introducing a nucleic acid component into a cell of interest, comprising in packaged containers or combination:

(a) a non-natural entity which comprises at least one domain to said nucleic acid component, and a domain to said cell of interest;

(b) a nucleic acid component, optionally with

(c) buffers and instructions.

267. (previously amended) A composition comprising:

an entity which comprises at least one domain to a cell of interest and a binder

wherein said domain or domains are attached to a nucleic acid component which is in non-double stranded form and wherein the binder and domain are the same.

268. (previously amended) The composition of claim 267, wherein said entity comprises comprises more than one domain.

Claims 269-271(cancelled)

272. (previously added) The composition of claim 267, wherein said cell is prokaryotic, or eukaryotic.

273. (previously amended) The composition of claim 267, wherein said nucleic acid component is selected from the group consisting of a nucleic acid, a nucleic

acid construct, a nucleic acid conjugate, a virus, a viral fragment, a viral vector, a viroid, a phage, a plasmid, a plasmid vector, a bacterial fragment and a combination of the foregoing.

274. (previously amended) The composition of claim 268, wherein said domains are attached via covalent bonding, noncovalent binding, and a combination thereof.

275. (previously added) The composition of claim 274, wherein said noncovalent binding is selected from the group consisting of ionic interactions, hydrophobic interactions, and a combination thereof.

276. (previously amended) The composition of claim 268, wherein said domains are attached noncovalently through specific binding.

277. (previously amended) The composition of claim 276, wherein said specific binding is mediated by a ligand binding receptor.

278. (previously added) The composition of claim 277, wherein said ligand binding receptor is selected from a polynucleotide sequence to be recognized by its corresponding monoclonal, or polyclonal, antibody, an antibody to be recognized by its corresponding antigen, a lectin to be recognized by its corresponding sugar, a hormone to be recognized by its receptor, a receptor to be recognized by its hormone, an inhibitor to be recognized by its enzyme, an enzyme to be recognized by its inhibitor, a cofactor to be recognized by its cofactor enzyme binding site, a cofactor to be recognized by its cofactor enzyme binding site, a cofactor enzyme binding site to be recognized by its cofactor, a binding ligand to be recognized by its substrate, and a combination of the foregoing.



279. (previously added) The composition of claim 267, wherein said cell of interest is contained within an organism.

280. (previously added) The composition of claim 267, further comprising said cell of interest.

281. (previously amended) A method of introducing a nucleic acid component into a cell comprising:

- (a) providing the composition of claim 267; and
- (b) administering said composition.

282. (previously added) The method of claim 281, wherein administering is carried out in vivo.

283. (previously added) The method of claim 281, wherein administering is carried out ex vivo.

284. (currently amended) A kit for introducing a nucleic acid component into a cell of interest, comprising in packaged containers or combinations:

- (a) an entity which comprises a domain to said cell of interest, wherein said domain is attached to a nucleic acid component which is in non-double stranded form; and a binding, wherein said binder and said domain are the same  
optionally with
- (b) buffers and instructions.

285. (currently amended) A composition comprising:  
an entity which comprises a domain to a nucleic acid component and a binder, wherein said binder and said domain are the same,

wherein said domain is attached to a cell of interest.

286. (currently amended) The composition of claim 285, wherein said entity comprises more than one domain.

Claims 287-289 (cancelled)

290. (currently amended) The composition of claim 285, wherein said nucleic acid component is selected from the group consisting of a nucleic acid, a nucleic acid construct, a nucleic acid conjugate, a virus, a viral fragment, a viral vector, a viroid, a phage, a plasmid, a plasmid vector, and a bacterial fragment, and a combination of the foregoing.

291. (previously added) The composition of claim 285, wherein said cell is eukaryotic or prokaryotic

292. (currently amended) The composition of claim 286, wherein said domains are attached to each other via covalent bonding, noncovalent binding, and a combination thereof.

293. (previously added) The composition of claim 292, wherein said noncovalent binding is selected from the group consisting of ionic interactions, hydrophobic interactions, and a combination thereof.

294. (previously added) The composition of claim 292, wherein said noncovalent binding comprises a specific complex.

295. (previously added) The composition of claim 294, wherein said specific complex is mediated by a ligand binding receptor.

296. (previously added) The composition of claim 295, wherein said ligand binding receptor is selected from the group consisting of a polynucleotide sequence to be recognized by its complementary sequence, an antigen to be recognized by its corresponding monoclonal, or polyclonal, antibody, an antibody to be recognized by its corresponding antigen, a lectin to be recognized by its corresponding sugar, a hormone to be recognized by its receptor, a receptor to be recognized by its hormone, an inhibitor to be recognized by its enzyme, an enzyme to be recognized by its inhibitor, a cofactor to be recognized by its cofactor enzyme binding site, a cofactor to be recognized by its cofactor enzyme binding site, a cofactor enzyme binding site to be recognized by its cofactor, a binding ligand to be recognized by its substrate, and a combination of the foregoing.

297. (previously added) The composition of claim 285, further comprising said cell of interest.

298. (previously added) The composition of claim 285, wherein said cell of interest is contained within an organism.

299. (previously added) A method of introducing a nucleic acid component into a cell comprising:

- (a) providing the composition of claim 285; and
- (b) administering said composition.

300. (previously added) The method of claim 299, wherein administering is carried out *in vivo*.

301. (previously added) The method of claim 299, wherein administering is carried out *ex vivo*.

302. (currently amended) A kit for introducing a nucleic acid component into a cell of

interest, comprising in packaged containers or combination:

- (a) an entity which comprises a domain to said nucleic acid component, wherein said domain is attached to said cell of interest and said entity comprises a binder, wherein said binder and said domain are the same, optionally with
- (b) buffers and instructions.

303. (previously added) The composition of claim 247, wherein said domains are attached noncovalently through specific binding.

304. (new) A method of introducing a nucleic acid component into a cell comprising:

- (a) providing a composition comprising an entity which comprises at least one domain to a cell of interest, wherein said domain or domains are attached to a nucleic acid component which is in non-double stranded form and
- (b) administering said composition in vivo or ex vivo.

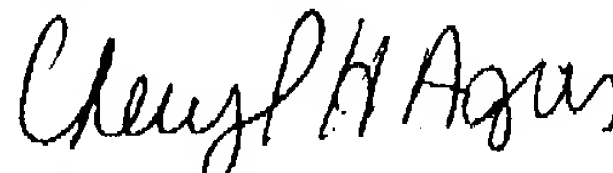
305. (currently amended) A method of introducing a nucleic acid component into cells from an organism ex vivo comprising:

- (a) obtaining cells of interest from said organisms;
- (b) providing a composition comprising an entity which comprises at least one domain to a nucleic acid component;
- (c) administering the composition of (b) into cells from an organism such that said composition is bound to said cells and
- (d) readministering said cells back into said organism.

**REMARKS**

This amendment is submitted to correct editorial and typographical errors that have heretofore gone unnoticed. No new matter has been added. The Examiner is invited to contact the undersigned at (914) 712-0093 if there are any issues that he wishes to discuss.

Respectfully submitted,



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